Approved For Release : CIA-RDP78-03721A000200020014-1

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CROSS-REFERENCE INDEX

PROPOSED CENTRAL INTELLIGENCE AGENCY, FOREIGN SERVICE, AND CIVIL SERVICE RETIREMENT SYSTEMS

Subject	Proposed CIAR Act	Foreign Service Act	CSR Act
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Annuitants Definition of amnuitant Definitions of:	Sec. 204(a)	Sec. 804(a)	Sec. 1(n), (o), & (p)
Widow Dependent widower Child	Sec. 204(b)(1) Sec. 204(b)(2) Sec. 204(b)(3)	Sec. 804(b)(1) Sec. 804(b)(2) Sec. 804(b)(3)	Sec. 1(h) Sec. 1(i) Sec. 1(j)
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Subject	Prog	Proposed CIAR Act	Foreign Service Act	CSR Act
Computation of Annalties (confid)				
child(ren) only	Sec	Sec. 221(c)(2)	Sec. 821(c)(2)	Sec. 10(d) & 16(c)
annuity to surviving child	Sec	Sec. 221(e)	Sec. 821(e)	Sec. 10(d)
Armuly to designated beneficiary of unmarried employee	Sec	Sec. 221(f)	Sec. 821(f)	Sec. 9(h); Sec. 10(b)
Disability Retirement Determination of disability; appli-		-		Sec. 1(g);
of annuity; guaranteed minimum	8,	231(a)	Sec. 871(a)	Sec. 7(a) a (b); Sec. 7(a); Sec. 16(c)
Initial examination Periodic re-examination	ပ် တို့ တို့ တို့	231(b) 231(b)	Sec. 871(b)	Sec. 16(*)
Payment of frees and travel expenses	Sec.	2 <u>31(b)</u>	Sec. 871(b)	Sec. 16(e)
nance of amonty	ပို့ တို	2 <u>1</u> (b)	Sec. 831(b)	Sec. 7(d)
Armuity if not re-employed	80	231(c)	Sec. 871(c)	Sec. 7(e)
retirement and FECA; employee	ć	(1)	;	
Execution of lump-eum FECA sward	ပို့ စို	200° <31(a)	36c, 03L(a)	200. /(I)
from general exclusion of con- current benefits	ည်မှင့	Sec. 2A(e)	Sec. 871(e)	Sec. 7(g)
Death in Service Immosim navment if no entitlement				Geo. 7 (1).
to amonty	Sec.	Sec. 232(a)	Sec. 832(a)	Sec. 11(c) & (d)
America to servicing spouse only	%	232(b)	Sec. 832(b)	Sec. 10(c)
sed child(ren)	9	232(c)	Sac. 832(c)	Sec. 10(d)
Survivor amulty computed on bests of winisms of 20 years	ပို့ စို	(p) X(z	Sec. 032(a)	79C* TO(d)
of service	Sec	Sec. 232(e)	Sec. 832(e)	Sec. 10(d)
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Subject	Prop	Proposed CIAR Act	Foreign Service Act	CSR Act
Discontinued Service Retirement Option of refund of contributions or deferred annuity if separated with 5 years service but no en- titlement to immediate annuity Disposition of contributions of separated employee who dies	9 80 87	Sec. 234(a)	Sec. 834(a)	Sec. 8(a)
before eligible for payment of deferred armuity	Sec	Sec. 234(b)	Sec. 834(b)	Sec. 11(d)
Involuntary Hetirement: US-11 and above GS-13 and below	ပို့ ဗို့	Sac. 234(c) Sec. 234(d)	Sec. 634(a); 633(b) Sec. 634(b)	Sec. 6(d) & 9(d) Sec. 6(d) & 9(d)
Hight of employee to assign separation compensation	လို့ ဝိဓိ	Sec. 234(a)	Sec. 634(c)	ı
Mandatory Retirement for Age GS-18 and above Below GS-18	ို ပို့ တို့ တို့	Sec. 235(a) Sec. 235(b)	Sec. 631 Sec. 632 Sec. 803(c)(3)	Sec. 5(a) thru (d) Sec. 5(a) thru (d)
Disposition of Contributions and Interest in Excess of Benefits Received Refund of contributions if sepa- rated without annuity entitlement	Sec.	Sec. 241(a)	Sec. 841(a)	Sec. 1(1) & 11(m)
Ulsposition of excess of contribu- tions over annuity payments to employee or survivor Deferment of payment of excess	္ရွိမွ	Sec. 241(b)	Sec.841(b)	Sec. 11(6), (e), & (f)
contributions to next-of-kin other than surviving spouse, perent, or child	ည် ၁	Sec. 241(c)	Sec. 841(c)	1
Period of Service for Annuities Computation of period of service; exclusion of specified types of leave	Sec. 251	251	S ec . 851	Sec. 3(a), (a), (d), (g)

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Subject	Proposed CIAR Act	Foreign Service Act	CSR Act
Prior Service Credit General provision for credit of prior military or civilian service	Sec. 252(a)	Sec. 852(a)	Sec. 3(a) & (j); Sec. h(c) & (d)
Contribution to fund for prior civilian service credit	Sec. 252(b)	Sec. 852(a)	3ec. h(c), (e), & (g)
Transfer of contributions from other Government retirement in	Sec. 252(a)	Sec. 852(c)	Ap
o special centribution for oregit for oregins of service for which refund received	Sec. 252(c)(3)	Sec. 852(o)(3)	Sec. 14(d)
Explosion of prior civilia establishing amonity ent under other Government i system	3 ec. 252(d)	3ea. 852(d)	Sec. 2(b), 3(j), k(c)k(db related. Also, Sec. 115, p Social Security Act.
o Crecit for prior adlitery or naval	Sec. 252(e)	Sec. 852(e)	Sec. 1(r); Sec. 3(b)
Contributions not required for a credit for service while on military leave	Sec. 253	Sec. 854	ease : CI
P Moneys J Estimate of Appropriations Needed J Investment of Moneys in the Fund Attachment of Moneys	Sec. 261 Sec. 262 Sec. 263	Sec. 861 Sec. 863 Sec. 864	Sec. 15(f)k(g); Sec. 17(g); Sec. 17 (a), (b), (c), k (d) Sec. 15 (a) k (b)
© Recall of Annuitant to Agency Duty: Compensation; recomputation of annuity	Sec. 271	300, 520(d) & 871.	9-03721A
O Reemployment of annuitant in federal O Reemployment of survive; compensation; recovery of O overpayments	Sec. 272	Sec. 872	3 6 c, 13(b)
Reemployment of annultant in federal construction not prohibited but such annultant serves at will of appointing officer	Sec. 273	Sec. 520(c)	Sec. 13(a)
Voluntary Contributions to Fund	Sec. 281(a) thru (d)	Sec. 881(a) thru (d)	Sec. 12(a) thru (e)
Income tax exclusion of disability annuity	Title III	Zec. 10μ(a)(μ) of Internal Reverse Code	ŧ

ACT AND PERTURENT PROVISIONS OF THE PORKIGN SERVICE ACT AND THE CIVIL SERVICE RETIREMENT ACT COMPARISON OF TEXTS OF PROPOSED CENTRAL INTELLIGENCE AGENCY RETIREMENT

Proposed CIA Retirement Act

Foreign Service Act

CAril Service Retirement Act

TITE I - SECRE TITE AND DEPINITIONS Part A - SHORT TITLE

Sec. 101. Titles I to III inclusive of this Ast may be cated as the "Content Intelligence Agency Retirement Act of 1963".

OPart B - DEFINITIONS

Sem. 111. When used in this Act, the tegme.

(1) "Agency" means the Central Intel-

(?) "Director" means the Director of Missettr of Central Intelligence. fgence Agency; and

THE II - THE GRAPHAL INCELLIDENCE ACCORDED AND DESABILITY SISTER

NATA A RISTABLISHMENT OF STSTEM

Bitablishment of a Central Intelli-Rules and Regulations

Constant (a) The Director may preGeribo rules and regulations for the saployees, referred to hereafter as Ly System for a Marted mumber of

Sec. 101. Titles I to I, inclusive, of this Act may be eited as the "Foreign Service Act of 1946".

Sec. 19. This Act way be died at the "Civil Service Retirement Actio.

(Provisions net comparable)

(Provisions not comparable)

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TITIE VIII - THE FOREIGN SERVICE RE-TIREFENT AND DISABILITY SYSTEM

(Not comparable)

mintenance of a Fereign Service Retirement and Disability System, originally established by section 18 of the Act of fay 24, 1924 (43 Statelldh), referred to erribe rules and regulations for the Med. 801. (a) The Prestdent may prebereafter as the System.

Sec. 16.(a) This Act shall be admin all acts and to make each rules and regulations as may be necessary and istered by the Commission. Except as otherwise specifically provided herein, the Commission is hereby cauthorized and directed to perfectly. or cause to be performed, any and proper for the purpose of carrying the provisions of this Act into full force and effect,

Sec. 201. (b) The Director shall administer the system in accordance with such rules and regulations and with the principles established by this Act.

egurity of the foreign intelligence sectivities of the United States and an order further to implement the imports of section 102(d)(3) of the Mational Scourity Act of 1947, as appended, (50 U.S.C. 403(d)(3)) that the Director of Central Intelligence singular esponsible for protecting from unauthorized disclosure, and nothing the provisions of the Administrative Procedure Act (6 U.S.C. 1001 et seq.) or any other provisions of law, any determinations by the Director authorized by the provisions of this title seall be deemed to be final and ounching we and not subject to review by a court.

Foreign Service Act

Sec. 80L. (b) The Secretary shall administer the System in accordance with such rules and regulations and with the principles established by this Act.

(No comparable provision in the Foreign Service Act.)

Cavil Service Retirement Act

Sec. 16. (a) (See immediately above.)

(b) Applications under this Act shall be in such form as the Commission shall prescribe, and shall be supported by such certificates from departments or agencies as the Commission may deem necessary to the odetermination of the rights of applicants. The Commission shall Dadjudicate all claims under this Thet.

disability arising under this Act meshall be determined by the Commission and its decisions with respect to such matters shall be final and conclusive and shall not be subject to review. The Commission may and order or direct at any time such and shall deem necessary to determine on the facts relative to the disabilities or dependency of any person receiving or applying for annuity under this.

Act, and may suspend or deny any shen annuity for failure to submit to any snoh examination.

shall lie from any administrative of schill lie from any administrative of action or order affecting the rights or interests of any person or of the United States under this Act, the procedure on appeal to be prescribed by the Commission.

Total Total

There is hereby created a Sec. 802. The Percentage of the Captral In-

Establishment and Maintenance of Fund

Proposed CIA Retirement Act

Sec. 202. There is hereby created a fund to be known as the Central Intelligence Agency Rethrement and Disability Fund which shall be maintighed by the Director. The Central Impalligence Agency Rethrement and Directly Fund is referred to here-affer in this title as the fund.

Sec. 802. The Secretary of the Ireasury shall maintain the special fund, known as the Foreign Service Netirement and Disebility Fund, referred to hereafter as the Fund, eriginally constituted by section 18 of the Act of Ney 24, 1924 (43 Stat. 144).

fund created by the

of hay 22, 1920.

and disability

Sec. 1. (f) The term "fund" shall mean the civil service retirement

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Partitodpente

participants, who shall be entitled to the benefits of the system. Any from time to time such Agency officers The Director may designate participant who has completed fifteen years of service with the Agency and whose career at that time is adjudged and employees, hereafter referred to by the Director to be qualifying for the system may elset to remain a participant of such system for the deration of his employment by the Agency.

hereafter referred to as participants, whall be entitled to the benefits of Sec. 8034(a)The following persons, the System:

(2) All other persons making centralbuttons to the Fund on the effective (1) All Foreign Service of floers; de to of this Act,

otherwise entitled to be a participant (3) Any chief of mission who is not and who fulfills the conditions of paragraph (b) of this section;

paragraphs (a)(3) of this section must-(b) A person to become a participant in accordance with the provisions of

years or more, exclusive of extra ser-(1) have served as chief of mission provisions of section 853; and (2) have paid into the Fund a spevice credit in accordance with the for an aggregate period of twenty

cial contribution for each year of such service in accordance with the provistons of section 852(b).

regulations as the President may preat least ten years of continuous ser-Secretary of State who has completed officer or employee appointed by the vice, shall become a participent in the System and shall make a special contribution to the Fund in accord-Service, exclusive of military serance with the provisions of section scribe, any Foreign Service staff vice in the Department's Foreign (c)(1) In accordance with such

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Sec. 803(c)(2) & (3) relate to the retirement of participants under motton 803(c)(1),7

Civil Service Retirement Act

Sec. 2. (a) This Act shall apply to sach employee and Member, except as hereinafter provided.

and, except for purposes of section 2, shall mean a person to whom this ployee in or under the Government Sec. 1(a). The term "employee" shall mean a civilian of fleer or y Act applies.

Senator, Representative in Congress, Delegate from a Territory, or theo Resident Commissioner from Paertoo Rico, and, except for purposes of the Tice President, a United States (b) The term "Mamber" shall mean section 2, shall mean a Member to whom this Act applies.

(c) --Defines "congressional employee",

Commissioners. Section 2(h) applies United States as defined under segition 151 of title 28 of the United (b) This Act shall not apply to employees, (Underscoring supplied) and congressional employees, Sec-7 tion 2(e) suther these confluences of phoposes, Section 2(f) excludes of phoposes, Section 2(f) excludes sephaged by occurty countstaces under the Sell Conservation and Descrite States Code, or to any employee of specified ontegories of temperary er intermittent employees. Section 2(g) applies to Civil Service to specified persons who are Motern Acta

Amend texts

participants who are receiving annuities from the fund and all receiving bersons, including surviving wives and husbands, widows, dependent woodowers, children, and beneficantes of participants or ammittents who shall become entitled to receive annuities in accordance with the provisions of this are.

(%) When used in this title the

wife of a participant who was merrical to such participant for at leapt two years immediately preceding his death or who is the mother of leave by such marriage.

surviving husband of a participant who was married to such participant for at least two years immediately probeding her death or who is the facher of issue by such marriage, and who is incapable of self-surport by reason of mental or physical disability, and who received more than one-half of his support from such participant.

Foreign Service Act

Sec. 804. (a) Annuitants shall be persons who are receiving annuities from the Fund and all persons, including surviving wives and hasbands, widows, dependent widowers, children and beneficiaries of participants or annuitants who shall become entitled to receive annuities in accordance with the provisions of this Act, as amended, or in accordance with the provisions of section 5 of the Act of May 1, 1956 (70 Stat. 125).

(b) When used in this title the erm-

(1) "Widow" means the surviving wife of a participant who was married to such participant for at least two years immediately preceding his death or is the mother of issue by such merriage.

(2) "Dependent widower" means the surviving husband of a participant who was married to such participant for at least two years immediately preceding her death or is the father of issue by such marriage, and who is incapable of self-support by reason of mental or physical disability, and who received more than one-half of his support from such participant.

Civil Service Retirement Act

Sec. 1. (n) The term "amnuitant" shall mean any former employee or Member who, on the besis of his service, has met all requirements of the Act for title to annuity and has filed claim therefor.

(e) The term "survivor" shall mean

(e) The term "survivor" shall mean a persea who is entitled to annuly under this Act based on the service of a deceased employee or Member Or of a deceased annultant.

(p) The term "survivor annuitands" shall mean a survivor who has filled olaim for annuity.

Seo. 1. (h) The term "widew", for o purposes of section 10, shall mean the surviving wife of an employee— or Member who was married to such individual for at least two years individual for at least two years is the mother of issue by such or marriage.

(1) The term "widower", for pure poses of section 10, shall mean be the surviving husband of an employee or Member for atcleast two years immediately preceding her death or is the father? of issue by such marriage, for pure term "dependent widower", for pure poses of section 10, shall mean atclear support by resean of mental or physical disability, and who received more than one-half his support from such employee or Member.

Sec. 20h. (b) (cont'd)

(3) "Child" means an unmarried child, under the age of eighteen years, or such unmarried child regardless of age who, because of physical or mental disability incurred before age eighteen, is incapable of agilt-eupport. In addition to the efferming of the participant and his ember spouse, the term includes (i) an adopted child, and (ii) a stepphill or received merental one begind who received mere them one high of his support from the participant.

Foreign Service Act

Sec. 804. (b) (cont'd)

(3) "Child" means an unmarried
child, under the age of eighteen
years, or such unmarried child regardless of age who because of physical or mental disability incurred
before age eighteen is incapable of
self-support. In addition to the
offspring of the participant and his
or her spouse the term includes
of san adopted child, and (b) a
step-child or recognized netural
child who received more than onehalf of his support from the

Civil Service Retirement Act

Sec. 1, (cont'd)

shall be deemed for the purposes of this paragraph and section 10(d) do have attained the age of twenty-ele on the first day of July following and if he shows to the satisfaction residence in a high school, traded school, technical or vocational of institute, junior college, college, August 31 of any calendar year, S and while he is regularly pursuing such a course of study or training, interim between school years if the interim does not exceed four months student shall not be desmed to have discusse on payone, and all the income of selfeighteen is incapable of selfsupport, or such unsarried child a
between eighteen and twenty-one o Member or employee in a regular of parent—child relationship, under of the age of eighteen years, or sudfi unmarried child regardless of agent who because of physical or mental: child whose twenty-first birthday's received more than one-half his of support from and lived with the of university, or comparable recogsuch birthday. A child who is a A poses of section 10, shall mean an adopted child, and (2) a stepohild ceased to be a student during any (j) The term "child", for purunmarried child, including (1) an occurs prior to July 1 or after or recognized natural child who of the Countsaion that he has a nized educational institution. regularly pursuing a full-time course of study or training in years of age who is a student

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(cont'd on page 7)

Sec. 1. (j)(cont'd)

bons fide intention of continuing to pursue a course of study or training in the same or different school durperiod into which the school year is divided) immediately following the ing the school semester (or other interia. Sec. 4. (a) From and after the first day of the first pay period which begins on or after the effective date ef the Clvil Service Retirement Act amendments of 1956, there shall be deducted and withheld from each emp-ployee's besic salary an amount we equal to 6½ per centum of such basic

salary and from each Member's basic salary an smount equal to 7½ per contum of such basic salary. From and after the first day of the first pay period which begins after June 30, 1957, an equal sum shall also be contributed from the respective appropristion or fund as may be available for payment of other salaries of the same office or establishment. The amounts so deducted and withheld by each department or agency, together elected official, from such appropriation or fund a more pristion or fund a more and a more pristion or fund a more and a payment of his salary, pay or comp priation or fund which is used force pensation, or in the case of an

amounts so contactbuted from the apprepristion or fund, shall be deposited also be contributed from the respecby the Department of State in the Treasury of the United States to the by each participant shall be contributed to the Fund for the payment of Sec. 811. (a) Six and one-half per centum of the basic salary received tive appropriation or fund which is and allowances. An equal sum shall used for payment of his salary. The annuties, cash benefits, refunds, amounts dechacted and withheld from basile salary together with the credit of the Fund.

buffed to the fund for the payment of anguitties, cash benefits, refunds, and allowances. An equal sum shall allo be contributed from the respec-

tite appropriation or fund which is

used for payment of his salary. The sampunts deducted and withheld from

posticed by the Agency to the credit of the fund. appropriation or fund, shall be de-

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amounts so contributed from the

bafic salary together with the

by deach participant shall be contri-

Seg 211. (a) Six and one-half per confus of the basic salary received

Part B - COMPULSCRI CONTRIBUTIONS

(a) Six and one-half per

shall, in accordance with such pro-

with the amounts so contributed, I

States, be deposited by the depart-

Comptroller General of the United

the United States to the credit of

(continued on page 8)

ment or agency in the Treasury of

Sec. 4. (a) (cont'd) the fund.

which he shall be entitled under this Sec. 811. (b) Each participant shall charge and acquaintance (sic) of all Act, notwithstanding any law, rule, or regulation affecting the individexcept the right to the benefits to such deductions from basic salary, be deemed to consent and agree to shall be a full and complete disclaims and demands whatsoever for and payment less such deductions all regular services during the period cowered by such payment,

shall be a full and complete dis-A charge and acquittance of all U

claims and demands whatsoever for all regular services during the operiod covered by such payment, consider the right to the benefits to which he shall be entitled to any law, rule, or regulation affecting the individual's salary.

CAVI Service Retirement Act

ployees or Members under this section. which may be used shall be \$10,000 per annum. --remainder of (d) defines "bestic salary" for a Member. Sec. 1(d). The term "bastic salary" (b) Each employee or Member shaft ployees peid on a fee basis, the O be deemed to consent and agree to such deductions from basic salary and payment less such deductions ances, overtime pay, military pays given in addition to the base payor the position as fixed by law on regulation: Provided, That for ear credited all deposits made by emshall not include bommses, allowor salary, pay, or compensation meximum amount of basic salary There shall also be "basic salary" for a Mambers

> sight be entitled under this Act, noted that and any law, rule, or regulation affecting the individual's charge and acquittance of all claims and demands whatscever for all regulars services during the period covered by such payment, except the right to the benefits to which he Abhard to consent and agree to bendessed to consent and agree to 211. (b) Each pertilitipent shall such deductions from basic salary, and payment less such deductions shall be a full and complete dis-**1** 0200020014-1

PART C - COMPUTATION OF ANNUITIES

See, 221. (a) The anneity of a participant shall be equal to 2 per ceptum of his average basic salary for the highest five consecutive years of service, for which full contributions have been made to the fund, multiplied by the number of years, not exceeding thirty-five, of service credit obtained in accordance with the provisions of septions 251 and 252. In determining the aggregate period of seption which the annuity is to be based, the fractional part of a month, if any, shall not be commed.

Foreign Service Act

whose continuity of service as such Sec. 821. (a) The armuity of a parcontributions have been made to the which the smudty is to be beselve the frectional part of a month, if is interrupted prior to retirement centum of his average basic salary fund, multiplied by the number of sections 851, 852, and 853. Howof service credit obtained in acyears, not exceeding thirty-five, ticipant shall be equal to 2 per the Segretary to be of comparable importance. In determining the service for which full contributions have been made to the Fund any other posttion determined by for the highest five consecutive years of service, for which full ever, the highest five years of cordance with the provisions of by appointment or assignment to aggregate period of service upon annuity of any participant who shall be used in computing the serves as chief of mission and any, shall not be counted.

Civil Service Retirement Act

Sec. 1. (e) The term "average salary" shall mean the largest ammual rate resulting from sver-aging, over any period of five controls, over any period of five controls of hember ser-don'd over all periods of the legislative Re-average and seriod, with each rate weighted by the time it was in employee retaining by the time it was in effect, (Underscoring supplied.)

Sec. 9. (a) Except as otherwise or an employee retaining by the time it was in effect.

(Underscoring supplied.)

Sec. 9. (a) Except as otherwise by the time it was in effect.

(Underscoring supplied.)

Sec. 9. (a) Except as otherwise by the saverage selary multiplied by so much of the total service as contine of the total service as total service as total service as exceed the years, plus \$25, multiplied by so much of the total service as an other contine of the saverage salary multiplied by so much of the saverage salary, plus \$25, multiplied by so much of the total service as acceed the years but does not exceed the years.

(centid on page 10)

thall elect to eliminate the ser-

nanulty computation.

Civil Service Retirement Act

date of separation and the date he attains the age of sixty years, whichever is the lesser, but this deprovise shall not increase the anmuity of any survivor.

Section 9(b) deals with the anmuity of a congressional employee. Section 9(c) deals with the the anmuity of a header. Section 9(d) deals with the reduction in annuity of an employee retiring under age 60. Section 9(e) deals with the anmuity of an employee retiring under age 60. Section 9(e) deals retiring under age 60. Section 9(e) deals with the anmuity at an employee retiring under age 60. Section 9(e) deals (f) The anmuity as hereinbefore.

(f) The anmuity as hereinbefore. an employee retiring under section 7 (dissbility retirement) shall be at least (1) ho per centum of the average salary or (2) the sum obtained under this subsection after increasing his total service by centum of the average salary: Proc er centum of any deposit described ceeds ten years: Provided, That the annulty shall not exceed 80 per 9 salary multiplied by so much of the total service as exceeds ten years, salary, plus \$25, multiplied by se much of the total service as ex- o or (B) I per centum of the average in section h(c) remaining unpaid, provided shall be reduced by 10 the period elapsing between the or Member unless the employee Sec. 9(a) (contid)

Civil Service Retirement Act

Sec. 3. (f) An employee must have completed at least five years of civilian service before he shall be eligible for annuity under this

have, within the two-year period of preceding any separation from service during which teason of death or disability, completed at least one year of creding table civilian service during which he was subject to this Act before the or his survivors shall be elighed on such separation. If any employed or Member, other than an employed or Member, other than an employed or Member separated from the served or Member separation of death or disability falls to meet the service required ment of the preceding sentence, the amounts deducted from his salary during his period of service for which no eligibility for ammity of is established based on such separation shall be returned to chim upon such separation. Failured to meet this service requirement of shall not deprive the individual or his survivors of any armuity or rights which attached upon a provious separation, (Underscoring supplied)

Act
Retirement
Service
CHAT

salary of an employee or Member from the first day of the first month ducted and withheld from the basic Any amounts de-Sec. 11. (h)(1)

which begins after he shall have be performed sufficient service (excon ployee or Member elects to elimi-onate for purposes of annuity com-o sive of any service which the en-o

on such amounts at the rate of 3 Her centum per annum compounded annually from the date of such deductions Ho the date of retirement or death. by section 9, together with interest him to the maximum annuity provided

not so required shall be deemed to be a voluntary contribution for the purposes of section 12. (Under-2 scoring supplied.)

Scoring supplied.) due under section 4, and any balance shall be applied toward any deposts

putation under section 9) to entime

Foreign Service Act No comparable provision.

> Proposed CIA Retirement Act No comparable provision.

Sec. 221. (b) At the time of retireciliant's death shall be 50 per centum of the smount of the partificant's annuity computed as prescribed in paragraph (a) of the section, up to the full amount of such annuity specified ped centum of any amount up to \$2,400 he specifies as the base for the survivor benefit plus 16, per centum of any amount over \$2,400 so specified. elect to receive a reduced annuity be minating upon the death of such and to provide for an amuity payment, any married participant may sagivitying wife or husband. The samulty payable to the surviving wife or husband after such partimencing on the date following able to his wife or her husband, by him as the base for the sur-vious benefits. The annuity of the participent making such Metion shall be reduced by 23 ocumencing on the date followed by participant's death and

Foreign Service Act

presertibed in paragraph (a) of this section, up to the full amount of such the participant's annulty computed as and to provide for an annufty payable amuity specified by him as the base wife or husband. The annuity payable to his wife or her husband, commendafter such participant's death shall Sec. 821. (b) At the time of retire-22 per centum of any amount up to \$2,400 he specifies as the base for ing on the date following such peralect to receive a reduced ammity be 50 per centum of the amount of ammity of the participant making ment, any married participant may such election shall be reduced by to the surviving wife or husband the surviver benefit plus 10 per centum of any amount over \$2,400 upon the death of such surviving ticipent's death and terminating for the survivor benefits.

Caril Service Retirement Act

whom the employee or Member was married at the time of retirement, such an annulty computed as provided 15 subsections (a), (b), (c), (d), (5), and (f) of section 9, as may apply is survived by a wife or husband to been designated in writing for such the employee or Member has notified under any provision of this Act and of such partion thereof as may hade time of retirement that he does not with respect to the annuitant, orn purpose by the employee or Member at the time of retirement, unless destire his wife or husband to rewife or husband shall be paid an P the Countsedon in writing at the ... annuity equal to 55 per centum of Sec. 10. (a)(1) If an employee or Member dies after having retired ceive such annuity.

10(a)(1), shall be reduced by $2\frac{1}{2}$ percentum of so much thereof as does or member dies, and such amuity Grany right thereto shall terminated the survivor's death or remarriade. on the last day of the month before retiring under this Act, or for any ceive such annuity.
(2) An annuity computed under U
this subsection shall commence on Sec. 9. (g) The annulty as hereing before provided (excluding any incoreses because of retirement under in writing for purposes of section the day after the retired employee section 7 dissbility retirement of any married employee or Member portion of such amulty designated not exceed \$3,600 and by 10 per centum of so much thereof as (cont'd on page 12)

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Son 221. (e)(1) If an ammitant does and is survived by a wife or humbend and by a child or children, in addition to the ammity payable to the surviving wife or husband, there shall be paid to or on behalf on each child an ammity equal to the smallest of: (i) 40 per centum of the ammitant's average basic separy, as determined under paragraph (a) of this section, divided by the number of children; (ii) \$600; or (iii) \$1,800 divided by the number of children. ω(2) If an ammultant dies and is ω survived by a wife or husband but obstan of the annitant's average begin salary, as determined under physicaph (a) of this section, divided by the number of children; (ii) \$720; or (iii) \$2,160 divided by the number of children. by a child or children, each survivating child shall be paid an amunity estal to the smallest of (1) 50 per

by the number of children; (ii)\$600; there shall be paid to or on behalf or (111) \$1,800 divided by the number of children. husband and by a child or children, graph (a) of this section, divided in addition to the annuaty payable dies and is survived by a wife or of each child an ammuity equal to the smallest of:(1) ho per centum salary, as determined under parato the surviving wife or husband, of the ammittant's average basic Sec. 821. (c)(1) If an ammitant

not survived by a wife or husband but by a child or children, each surviv-ing child shall be paid an annuity equal to the smallest of: (1) 50 per bacic salary, as determined under paragraph (a) of this section, diwided by the number of children; (11) \$720; or (111) \$2,160 divided (2) If an armitant dies and is centum of the annuitant's average by the number of children.

Civil Service Retirement Act

or Member's average salary divided by the number of children, (2) \$750, or (3) \$2,160 divided by the number of children. The child's annuity Sahall commence on the day after the employee or Member dies, and such from such employee or Member shald be paid an annuity equal to the paramalest of (1) 40 per centum of the employee's or Member's average salary divided by the number of or children, (2) \$600, or (3) \$1,8000 divided by the number of ordidates. dies after having retired under Z any provision of the Act, and is a survived by a wife or by a husbard, each surviving child who received survived by a wife or husbend, each surviving child shall be paid an y annuity equal to the smallest of O (1) 50 per centum of the employeeds smended from and after February 28, wife or husband to receive an paramity as provided in section do 10(a)(1).
Sec. 10. (d) If an employee or a heaber dies after completing at p If such employee or Member is noted least flve years of civilian ser-Sec. 9(g) (contid) exceeds \$3,600 unless the employee more than one half of his support or Member notifies the Commission annuity granted under this Act or under the Act of May 29, 1930, as in writing at the time of retirement that he does not desire his 1948, or any right thereto shall terminate on the last day of the wife or husband to receive an

(contid on page 13)

Civil Service Retirement Act

of self-support after age eighteen, (3) his marriage, or (4) his death, except that the amounty of a child Upon the death of the surviving Nation that or husband or termination of the surviving the manuity of the child, the surviving of any other child or so paid as though such wife, husband or child had not survived the sighteen unless incapable of selfwho is a student as described in o (h) his attaining age twenty-one. month before (1) his attaining age support, (2) his becoming capable the last day of the month before ceasing to be such a student, or children shall be recomputed and his merriage, (2) his death, (3) section 1(j) shall terminate on or child had not survived the employee or Member. Sec. 10(d)(cont'd)

continuing through #(3) his ceasing to be a student, or (4) his attain-/See Sec. 10(d) above beginning one page 12 at "The child's annuity & the employee or Member dies" and 7 shall commence on the day after ing age twenty-one" immediately above.

child is terminated, the annuities of wife, husband, or child had not surer husband dies or the anmity of a any remaining children shall be recomputed and paid as though such Sec. 821. (d) If a surviving wife vived the participant.

age of eighteen years, except that, if right thereto shall be terminated upon death, marriage, or attainment of the by reasons of mental or physical disa child is incapable of self-support ability, the amounty shall be termi-(.) The annuity payable to a child section shall begin on the first day of the next month after the particimarries, or recovers from such disunder paragraph (c) or (d) of this pent dies and such annuity or any nated only when such child dies,

Section (d) If a surviving wife or hugband dies or the annuity of a recomputed and paid as though such with, husband, or child had not surviyed the participant. della is terminated, the ammittees offeny remaining children shall be

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right thereto shall be terminated upon degli, marriage, or attainment of the age of eighteen years, except that, if a rebild is incapable of self-support by creasons of mental or physical disandlity, the amunity shall be terminated only when such child dies, makines, or recovers from such disunder paragraph (c) or (d) of this section shall begin on the first day offsthe next month after the particuge) The annuity payable to a child selft dies and such annuity or any Pritty.

pant retiring under the provisions of this Act and found by the Director to Oper centum of an annuity computed supprovided in paragraph (a) of this rige provided, and designate in writing a person having an insurable inderest (as that term is used in Sec. 221. (f) Any unmarried particibe in good health may at the time of 5 %.S.C. 2259(h)) in the participant to receive an annuity after the fige years the person designated is younger than the participant, but seen total reduction shall not expeed 10 per centum. The amounty retirement elect a reduced annuity, malieu of the annuity as hereinbeasynity payable to a beneficiary under the provisions of this paragreph shall begin on the first day obthe next month after the parti-creant dies. Upon the death of the surviving beneficiary all paysection, and by 5 per centum of an centum of the reduced amulity comunder to perments authorized under perpable to the participant making such election shall be reduced by participant's death. The annuity and is shall cease and no further thes paragraph shall be 50 per ofos survivor designated under alderse

Foreign Service Act

Sec. 821. (f) At the time of retire-50 per centum of the reduced annuity tary. The annuity payable to a parand provide for an annuity equal to payable after his or her death to a designated in writing to the Secreticipant making such election shall such total reduction shall not exthan the retiring participant, but Secretary. The annuity payable to ceed 40 per centum. No such eleca beneficiary under the provisions elect to receive a reduced amunity be reduced by 10 per centum of an ment an unmarried participant may annuity computed as provided in paragraph (a) of this section and computed for each full five years tion of a reduced annuity payable the person designated is younger of this paragraph shall begin on after the participant dies. Upon the death of the surviving beneby 5 per centum of an annuity so until the participant shall have examination as prescribed by the Michary all payments shall cease satisfactorily passed a physical beneficiary whose name shall be the first day of the next month and no further amunity payments authorized under this paragraph to a beneficiary shall be valid shall be due or payable.

Civil Service Retirement Act

armuity in lieu of the annuity as bereinbefore provided, and designade election shall be reduced 10 per a centum of an annuity computed as a provided in section 9 and by 5 per centum of an annuity so computed a son designated is younger than the Protificing amployee or Member. but P death. The annuity payable to the annuity payable to the for each full flve years the peror Member retiring under section 6 time of retirement elect a reduced Sec. 9. (h) Any unmarried employee in writing a person having an inor 8, and found by the Commission to be in good health, may at the retiring employee or Member, but surable interest in the employee employee or Member making such election shall be reduced $\int_{0}^{M} 10$ per or Member to receive an annuity after the retired individual's such total reduction shall not exceed 40 per centum. Sec. 10. (b) The annuity of a survivor designated under section 9(12)
shall be 55 per centum of the reduced annuity computed as providedin subsections (a), (b), (c), (d) E

(e), (f), and (h) of section 9 as 0
may apply with respect to the
annuitant. The annuity of such
survivor shall commence on the
Ody after the retired employee or o
Member dies, and such annuity or
any right therete shall terminate;
on the last day of the month before the survivor's death.